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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/804,183 | 03/19/2004 | Yuji Akishiba | 0073/016001 |

22893
 SMITH PATENT OFFICE
 1901 PENNSYLVANIA AVENUE N W
 SUITE 200
 WASHINGTON, DC 20006



CONFIRMATION NO. 6774

FORMALITIES LETTER



OC000000013524600

Date Mailed: 08/12/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/01/2004 SDIRETA1 00000016 10804183

FILED UNDER 37 CFR 1.53(b)

| | |
|------------|-----------|
| 01 FC:1001 | 770.00 OP |
| 02 FC:1051 | 130.00 OP |
| 03 FC:1053 | 130.00 OP |

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings

submitted are not acceptable because:

- The drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) (see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)). See Figure(s) all.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1030** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

P. Phuong
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT
ATTORNEY DOCKET NO. 0073/016001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Yuji AKISHIBA
Application No.: 10/804,183
Filing Date: March 19, 2004
Title : DISPLACEMENT SENSOR AND METHOD FOR USING THE SAME

Art Unit:
Examiner:

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL
APPLICATION AND SUBMISSION OF DECLARATION
AND ENGLISH TRANSLATION

Sir:

In response to the Notice to File Missing Parts mailed August 12, 2004, a copy of which is attached, applicant submits attached hereto an executed Combined Declaration and Power of Attorney. Also submitted herewith are the English language translation of the non-English language application, the executed Certification stating that the translation is a true and correct translation. Also submitted herewith are eleven (11) sheets of drawings including FIGS. 1-14 as replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121.

The required fees are calculated below:

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL
APPLICATION AND SUBMISSION OF DECLARATION AND ENGLISH
TRANSLATION

Application No. 10/804,183

Page 2/2

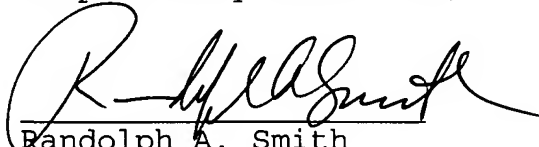
| | | | | | | |
|-------------------------------|-----------|---|-----------|---|----------|------------|
| Basic Filing Fee | | | | | \$770.00 | |
| Total Claims | <u>20</u> | - | <u>20</u> | = | <u>0</u> | \$0.00 |
| Independent | <u>3</u> | - | <u>3</u> | = | <u>0</u> | \$0.00 |
| Non-English Specification Fee | | | | | | \$130.00 |
| Late Declaration Surcharge | | | | | | \$130.00 |
| TOTAL FEE DUE: | | | | | | \$1,030.00 |

The Commissioner is hereby authorized to charge this fee (\$1,030.00) as well as any other fee that may be required to keep this application in force to the Credit Card number listed on the attached Credit Card Payment Form (PTO-2038 Form), referencing Attorney Docket No. 0073/016001. A duplicate copy of this paper is enclosed.

Regarding any overpayment made, please credit this overpayment to Account No. 19-2586, referencing Attorney Docket No. 0073/016001.

If there are any questions regarding this application, please telephone the undersigned at the telephone number listed below.

Respectfully submitted,


Randolph A. Smith
Reg. No. 32,548

Date: September 30, 2004

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